

#19 Reg for Refund
10/01/03

PATENT
Attorney Docket N° P1602US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

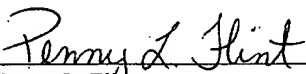
In re Application of : Brandon A. Grooters
Serial N° : 09/470,537
Filed : December 22, 1999
Group Art Unit : 2614
Examiner : Yenke, Brian P.
For : SYSTEM AND METHOD FOR DISPLAYING EVENT RELATED
ELECTRONIC PROGRAM GUIDE DATA ON INTELLIGENT
REMOTE DEVICES

MS 16
Director of the US PTO
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service on September 12, 2003, in a First Class envelope, with sufficient postage thereon, addressed to: MS 16, Director of the US PTO, P.O. Box 1450, Alexandria, VA 22313-1450.


Penny L. Flint

DATED: September 12, 2003

1. REFUND REQUEST

This is a request for a refund with respect to a charge to Deposit Account N° 50-0439 shown on the statement dated September 2003, for the above identified application.

A copy of the monthly statement accompanies this request, along with a copy of the *Notice of Appeal, Transmittal of Appeal Brief, and Petition for a Two Month Extension of Time.*

2. FEES CHARGED FOR WHICH REFUND REQUESTED

AMOUNT OF REFUND REQUESTED

☒ Petition for a Two Month Extension of Time

TOTAL REFUND REQUESTED \$410.00

3. EXPLANATION OF WHY CONTENTED CHARGE IS IN ERROR

A *Notice of Appeal* was timely filed on July 8, 2003. Therefore, the deadline to file the *Appeal Brief* is set for September 8, 2003. Said *Appeal Brief* was timely filed on September 4, 2003. A *Petition for a Two Month Extension of Time* was filed in error with the *Transmittal of Appeal Brief*. Applicant respectfully requests a refund of the extension fee.

4. MANNER OF REFUND


Please make refund of \$410.00 by crediting Deposit Account N° 50-0439.

Please direct all correspondence to: **CUSTOMER NO. 32718**
MARK WALKER, ESQ.
GATEWAY, INC.
14303 GATEWAY PLACE
POWAY, CA 92064
(858) 848-3449 TELEPHONE
(858) 848-2671 FACSIMILE

DATE: September 12, 2003.

Respectfully submitted,

Gateway, Inc.,

By 
R. Christopher Rueppell
Reg. No. 47,045

Deposit Account Statement



Deposit Account Statement

Requested Statement Month:
Deposit Account Number:

Name:
Attention:
Address:
City:
State:
Zip:

September 2003
500439
GATEWAY, INC.
NAN MOSER, SD-21
14303 GATEWAY PLACE
POWAY
CA
92064

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
09/02	3	76192874		6005	-\$100.00	\$30,157.00
09/02	4	76192874		6005	-\$100.00	\$30,257.00
09/02	5	76192874		6004	-\$150.00	\$30,407.00
09/02	6	76192874		6004	-\$150.00	\$30,557.00
09/02	7	76192874		6003	-\$100.00	\$30,657.00
09/02	8	76192874		6003	-\$100.00	\$30,757.00
09/02	103	5103499	P1006US00	1553	\$3,150.00	\$27,607.00
09/04	56	09419944	99-1254	1251	\$110.00	\$27,497.00
09/04	57	09419944	99-1254	1402	\$320.00	\$27,177.00
09/05	68	60499665	P1934US00	1005	\$160.00	\$27,017.00
09/05	72	60499662	P1974US00	1005	\$160.00	\$26,857.00
09/05	73	60499663	P1977US00	1005	\$160.00	\$26,697.00
09/05	74	60499664	P1928US00	1005	\$160.00	\$26,537.00
09/08	96	60500004	P1962US00	1005	\$160.00	\$26,377.00
09/08	100	60500181	P1979US00	1005	\$1,300.00	\$26,217.00
09/08	103	09339075	P1352US00	1501	\$6.00	\$24,917.00
09/08	104	09339075	P1352US00	8001	\$320.00	\$24,911.00
09/08	194	10034110	450.232US2	1401	\$84.00	\$24,591.00
09/09	41	09516623	99-1417	1201	\$54.00	\$24,507.00
09/09	42	09516623	99-1417	1202	\$160.00	\$24,453.00
09/09	62	60500488	P1918US00	1005	\$890.00	\$23,403.00
09/09	102	6038614	P1244US00	1551	\$160.00	\$23,243.00
09/10	1	60500493	P1978US00	1005	\$160.00	\$23,083.00
09/10	1	60500495	033680-002	1005	\$320.00	\$22,763.00
09/10	29	09238863	450.253US1	1402	\$160.00	\$22,603.00
09/10	40	60500721	P1980US00	1005	\$320.00	\$22,283.00
09/10	85	09470537	98-0722	1402	\$410.00	\$21,873.00
09/10	86	09470537	98-0722	1252	\$160.00	\$21,713.00
09/10	93	60500628	P1961US00	1005		

START SUM OF SUM OF END
BALANCE CHARGES REPLENISH BALANCE
\$30,057.00 \$9,044.00 \$700.00 \$21,713.00

REST AVAILABLE COPY

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Attorney Docket N^o: 98-0722 (P1602US00)
Serial N^o: 09/470,537

Received a NOTICE OF APPEAL, including authorization to charge fees to the Deposit Account, all sent via United States Postal Service in a First Class envelope, with sufficient postage thereon, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 8, 2003.

KINDLY DATE STAMP AND RETURN TO SENDER

RECEIVED

JUL 14 2003

BY: M.N.



PATENT

Attorney Docket N° 98-0722 (P1602US00)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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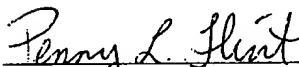
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COPY

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 1.191)**

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service on July 8, 2003, in a First Class envelope, with sufficient postage thereon, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Penny L. Flint

DATED: July 8, 2003

Dear Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed April 8, 2003 finally rejecting claims 1-35.

The items checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of:

- ☒ other than a small entity;
☐ small entity.

2. **FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. §1.17(e) the fee for filing the Notice of Appeal is:

- | | | |
|-------------------------------------|---------------------------|----------|
| <input type="checkbox"/> | small entity | \$160.00 |
| <input checked="" type="checkbox"/> | other than a small entity | \$320.00 |

Notice of Appeal fee: \$320.00

3. **EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. §1.136 (fees: 37 C.F.R. §1.17(a)-(d)) for the total number of months checked below:

	Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/>	one month	\$110.00	\$55.00
<input type="checkbox"/>	two months	\$410.00	\$205.00
<input type="checkbox"/>	three months	\$930.00	\$465.00
<input type="checkbox"/>	four months	\$1,450.00	\$725.00

Extension Fee: \$0.00

If an additional extension of time is required please consider this a petition therefor.

- ☐ An extension for ____ months has already been secured and the fee paid therefor of \$ ____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request: \$ _____

or

- (b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. **TOTAL FEE DUE**

The total fee due is

Notice of Appeal fee \$ 320.00.

Extension fee (if any) \$ 0.00.

TOTAL FEE DUE: \$ 320.00

5. **FEE PAYMENT**

Please charge Deposit Account N° 50-0439 the sum of \$320.00. A duplicate of this *Transmittal* is attached for accounting purposes. If any additional extension and/or fee is required, please charge Deposit Account N° 50-0439. If any additional fee for claims is required, please charge Deposit Account N° 50-0439.

Please direct all correspondence to:



MARK WALKER, ESQ.
GATEWAY, INC.
MS SD-21
14303 GATEWAY PLACE
POWAY, CA 92064
(858) 848-3449 TELEPHONE
(858) 848-2671 FACSIMILE

DATE: July 8, 2003.

Respectfully submitted,

Gateway, Inc.,

COPY

By

A handwritten signature in black ink, appearing to read "R. Christopher Rueppell", written over a horizontal line.

R. Christopher Rueppell
Reg. N° 47,045